



Georgia Department of Driver Services
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Nathan Deal
Governor

Robert G. Mikell
Commissioner

MEMORANDUM

TO: Certified Program Owners and Third Party Testers

FR: Kecia Bivins, Division Director of Regulatory Compliance

DA: January 14, 2013

RE: Consideration of two Administrative Rule Amendments

The purpose of this memo is to inform you of two important administrative rule changes that may be up for consideration. In an effort to foster consistency and uniformity within our regulations, the following rules are being contemplated:

- **375-5-2-.28 1(e) Minimum Requirements for Examiners**
The purpose of this proposed amendment is to **limit the length of time for which completion of a Risk Reduction course would disqualify an Examiner from conducting Third Party Road Skills Tests**. The current rule disqualifies any person who has *ever* been enrolled or participated in a DUI course. The amendment will **require a 10 year criminal history look back period** and will be consistent with the existing Risk Reduction (375-5-6), Driver Improvement (375-5-1), and Driver Training (375-5-2) rules.

Many of our customers hold multiple certifications and are therefore already subject to the 10 year look back period. So, there could be little or no impact for them personally.

- **375-5-6-.31 Pending Charges Against Owners and Instructors**
The purpose of this consideration is to create a new rule that provides that the **Department shall not process an application for initial certification or renewal upon discovering that the applicant has been charged with an offense** that will result in his or her disqualification from eligibility for certification if he or she is convicted.

The regulation further provides for **the suspension of a certification if the holder thereof is arrested and charged with an offense** that will result in his or her disqualification from eligibility for certification if he or she is convicted.

We value your feedback and encourage input from the industry. Please feel free to provide your comments and feedback **no later than Friday, January 25, 2013**. We can be reached by phone at 678-413-8745 or via e-mail at reginfo@dds.ga.gov.

The Department's staff looks forward to assisting and answering any questions you may have. Thank you for helping to enhance the integrity of our regulated driver safety programs.